

Amendment and Response

Applicant: Frederick A. Perner et al.

Serial No.: 10/765,483

Filed: Jan. 27, 2004

Docket No.: 200316175-1

Title: SYSTEM AND METHOD FOR READING A MEMORY CELL

REMARKS

The following remarks are made in response to the Office Action mailed June 14, 2005. Claims 7-21 were rejected. Claims 7-21 remain pending in the application and are presented for reconsideration and allowance.

Double Patenting

Claims 7-21 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 7-21 of U.S. Patent No. 6,836,422. Although Applicants respectfully traverse the rejection, Applicants submit herewith a terminal disclaimer under 37 CFR 1.321 to expedite the prosecution of the Application.

CONCLUSION

In view of the above, Applicant respectfully submits that pending claims 7-21 are in form for allowance and are not taught or suggested by the cited references. Therefore, reconsideration and withdrawal of the rejections and allowance of claims 7-21 is respectfully requested.

The Examiner is invited to contact the Applicant's representative at the below-listed telephone numbers to facilitate prosecution of this application.

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Any inquiry regarding this Amendment and Response should be directed to either Philip S. Lyren at Telephone No. (281) 514-8236, Facsimile No. (281) 514-8332 or Christopher P. Kosh at Telephone No. (512) 231-0533, Facsimile No. (512) 231-0540. In addition, all correspondence should continue to be directed to the following address:

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Respectfully submitted,

Frederick A. Perner et al.,

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CPK:dmd



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CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope address to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 25th day of July, 2005.

By 

Name: Denyse Dauphinais